

**TERMINAL DISCLAIMER TO OBVIATE  
A PROVISIONAL DOUBLE PATENTING REJECTION  
OVER A PENDING "REFERENCE" APPLICATION**

In re application of : Ju-Young Jin  
Assignee : Lifetime Products, Inc.  
Serial No. : 10/616,800  
For : FOLDING TABLE  
Filed : July 10, 2003  
Examiner : Jose V. Chen  
Group Art Unit : 3637  
Confirmation No. : 2302  
Customer No. : 22,913

**COMMISSIONER OF PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450**

Dear Sir:

Assignee, through its attorney of record, represents that it is the owner of the entire interest in the above-identified patent application. Assignee is the owner of this application because the inventors assigned all of their rights in this application to the Assignee. A certificate under 37 CFR § 3.73(b) establishing ownership of this application by the Assignee is being filed herewith.

Assignee, hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified application that would extend beyond the expiration date of the full statutory term of any patent granted on pending reference United States Patent Application Serial No. 11/134,816, filed on May 19, 2005, as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application. Assignee agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to it and any patent granted on the reference application are commonly owned. This agreement runs with any patent granted on the above-identified application and is binding upon the grantee, its successors or assigns.

Assignee, however, does not disclaim the terminal part of the term of any patent granted on the above-identified application that would extend to the expiration date of the full statutory term of any patent granted on said reference application, as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application, in the event that any such patent granted on the pending reference application expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a

court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR § 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner otherwise terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer filed prior to its grant, except for the separation of legal title stated above.

Assignee hereby declares that all statements made herein of its own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

This terminal disclaimer is accompanied by the fee set forth in 37 C.F.R. § 1.20(d) in the amount of \$130.00. The Commissioner is authorized to charge payment of any additional fees associated with this communication, which have not otherwise been paid, to Deposit Account No. 23-3178.

If any additional extension of time is required in connection with this terminal disclaimer or any communication filed herewith, which has not otherwise been requested, please consider this a petition therefore and charge any additional fees that may be required to Deposit Account No. 23-3178.

Dated this 3<sup>rd</sup> day of September, 2008.

Respectfully submitted,

WORKMAN NYDEGGER

/Richard C. Gilmore/

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